

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

COOPER INDUSTRIES, LLC,

Plaintiff,

V.

CONTINENTAL CASUALTY COMPANY,  
TRANSPORTATION INSURANCE  
COMPANY, THE CONTINENTAL  
INSURANCE COMPANY, and LIBERTY  
MUTUAL INSURANCE COMPANY,

Defendants.

Civil Action No.: 18-13012 (CCC)

Hon. Claire C. Cecchi, U.S.D.J.  
Hon. James B. Clark, III, U.S.M.J.

## STIPULATION OF DISMISSAL AS BETWEEN COOPER AND CNA INSURERS

**WHEREAS**, this matter having been presented to the Court by Plaintiff Cooper Industries LLC (“Cooper”) and certain defendants in this action, Continental Casualty Company, Transportation Insurance Company, and The Continental Insurance Company (collectively, the “CNA Insurers”), for entry of a Stipulation and Order of Dismissal With Prejudice and Without Costs (“Stipulation and Order”) pursuant to Fed. R. Civ. P. 41; and

**WHEREAS**, Cooper and the CNA Insurers have agreed to the form and substance of this Stipulation and Order; and

**WHEREAS**, Cooper and the CNA Insurers have settled their dispute and now jointly move the Court to dismiss only the CNA Insurers from this civil action with prejudice, and without costs to any party to this stipulation; and

**WHEREAS**, Cooper’s claims against defendant Liberty Mutual Insurance Company remain pending.

**NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED** by and between Cooper and the CNA Insurers having confidentially and amicably resolved all claims asserted in this matter by Cooper against the CNA Insurers only, Cooper's claims against the CNA Insurers are hereby dismissed with prejudice and without costs. The parties to this Stipulation shall bear their own attorneys' fees and costs as to all claims. This Stipulation shall not apply to any claims Cooper has asserted against Liberty Mutual Insurance Company in this litigation.

**So Stipulated**

**LOWENSTEIN SANDLER LLP**

Attorneys for Plaintiff Cooper Industries, LLC

Dated: August 12, 2020

By: /s/ Michael D. Lichtenstein  
Michael D. Lichtenstein, Esq.

**COUGHLIN DUFFY LLP**

Attorneys for Defendants, Continental Casualty Company, Transportation Insurance Company and The Continental Insurance Company

Dated: August 12, 2020

By: /s/ Karen H. Moriarty  
Karen H. Moriarty, Esq.

**APPROVED AND SO ORDERED** on August \_\_\_, 2020

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JAMES B. CLARK, III  
United States Magistrate Judge